

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. **020431.1081**

In re Application of:

RICHARD MORRIS

Serial No. **10/035,712**

Filed: **08 NOVEMBER 2001**

For: **REPRODUCIBLE SELECTION OF
MEMBERS IN A HIERARCHY**

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Examiner:

OMAR FERNANDEZ RIVAS

Art Unit: **2129**

Confirmation No.: **4170**

REQUEST FOR REFUND

ATTN: REFUNDS

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir/Madam:

Applicant hereby requests a **refund in the amount of \$100.00**, which was charged on 10 June 2008 to **Deposit Account No. 500777**, as shown on the attached Deposit Account Statement (Exhibit A) obtained from the USPTO website on 7 August 2008. The fee associated with the \$100.00 in question is not necessary, as discussed below.

REMARKS:

According to information obtained from the Deposit Account Branch of the U.S. Patent and Trademark Office, the \$100.00 in question was charged as a fee for a Certificate of Correction that was filed on 5 May 2008.

However, under 35 U.S.C. 254:

whenever a mistake in a patent, incurred through the fault of the Patent and Trademark Office, is clearly disclosed by the records of the Office, the Director may issue a certificate of correction stating the fact and nature of such mistake, under seal, *without charge*, to be recorded in the records of patents. A printed copy thereof shall be attached to each printed copy of the patent, and such certificate shall be considered as part of the original patent. Every such patent, together with such certificate, shall have the same effect and operation in law on the trial of actions for causes thereafter arising as if the same had been originally issued in such corrected form. The Director may issue a corrected patent *without charge* in lieu of and with like effect as a certificate of correction.

Accordingly, no fee for the Certificate of Correction should be necessary, because the mistake in the patent was incurred through the fault of the U.S. Patent and Trademark Office.

CONCLUSION:

Therefore, the Applicant hereby requests a refund in the amount of **\$100.00** be credited to **Deposit Account No. 500777**. No fees are deemed to be necessary for the filing of this Request; however, the undersigned hereby authorizes the Commissioner to charge any fees that may be required, or credit any overpayments, to **Deposit Account No. 500777**.

Please link this application to Customer No. 53184 so that its status may be checked via the PAIR System.

Respectfully submitted,

7 August 2008
Date

/Steven J. Laureanti/signed
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**United States
Patent and
Trademark Office**



Deposit Account Statement

Requested Statement Month:	June 2008
Deposit Account Number:	500777
Name:	I2 TECHNOLOGIES US, INC
Attention:	JOHN J. HARVEY
Street Address 1:	11701 LUNA ROAD
Street Address 2:	
City:	DALLAS
State:	TX
Zip:	75234
Country:	UNITED STATES

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
06/10	12	10035712	020431.1081	1811	\$100.00	\$37,735.00
06/11	822	09971718	020431.1056	1251	\$120.00	\$37,615.00
06/11	823	09971718	020431.1056	1801	\$810.00	\$36,805.00
06/12	3356	09957831	020431.0878	1801	\$810.00	\$35,995.00
06/18	6252	09970052	020431.0912	1801	\$810.00	\$35,185.00
06/20	2296	12055100	1180.5016	8021	\$40.00	\$35,145.00
06/23	13394	09945297	020431.0922	1801	\$810.00	\$34,335.00
06/23	13576	09791481	020431.0684	1251	\$120.00	\$34,215.00
06/23	13577	09791481	020431.0684	1801	\$810.00	\$33,405.00
06/25	1	09971718	020431.1056	1253	\$930.00	\$32,475.00
06/26	17331	6169992	020431.1029	1552	\$2,360.00	\$30,115.00
06/27	4222	6845499	020431.0715	1551	\$930.00	\$29,185.00

START	SUM OF	SUM OF	END
BALANCE	CHARGES	REPLENISH	BALANCE
\$37,835.00	\$8,650.00	\$.00	\$29,185.00

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